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ABSTRACT

A statement of policy outlines the method to be used by all schools, colleges, and universities that desire to take advantage of a seven-day rerecording privilege to record televised material transmitted by public television stations. The policy has been jointly agreed upon by the Public Broadcasting Service, the Great Plains National Instructional Television Library, the Agency for Instructional Television, and the Public Television Library. The policy statement sets forth rules about who may record, what may be recorded, for what purpose, and under what conditions the recordings may be transmitted. (JY)

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PUBLIC BROADCASTING SERVICE
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TO: SCHOOLS INQUIRING ABOUT SEVEN-DAY SCHOOL RERECORDING OF PUBLIC AND INSTRUCTIONAL TELEVISION PROGRAMS

FROM: Eleanor McKinney, National Program Rights

I. The Statement of Policy for seven-day school rerecordings of public and instructional television programs is attached.

II. All schools/colleges/universities which desire to take advantage of the seven-day rerecording privilege should contact their local public television station, and provide it with the name of a person to be designated the School Rerecording Coordinator. The public television station will periodically supply that Coordinator with a list of programs Public Broadcasting Service (PBS) CANNOT AUTHORIZE FOR RERECORDING UNDER THIS POLICY.

In response to questions concerning this policy, the following information should be noted:

1. School rerecordings may be made only by students, teachers and faculty, or staff members in an accredited non-profit educational institution within the coverage area of the local television station. If there is a division of such institution which functions as the recording agency, or the station itself makes the recording, this is permitted, but tapes may be used only within the institution for which such recordings are made. Use of such recordings beyond the coverage area of the PTV station is NOT permitted under this policy.

2. In an area where access to public television is solely through a cable system authorized to carry ETV programs, school rerecordings within seven days of cablecasts may be authorized. However, it is absolutely necessary that these school systems obtain from the public television station supplying the programs a letter describing the conditions governing school rerecording use, and the list of PBS programs NOT authorized for school re-recording use. The distribution of this list to all schools authorized to rerecord programs is essential to the system's ability to continue a rerecording privilege.

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3. Should a school/college/university wish to continue to use any recorded program beyond seven days, it must obtain a license to do so from the appropriate distribution agency. Contacts for PBS/PTL, AIT and Great Plains are listed below. It should be noted, however, that non-broadcast (audio/visual) rights are not available for many PBS programs. If rights do exist but are not held by PBS/PTL the inquirer will be referred to the appropriate licensing agency.

CONTACTS FOR LICENSE BEYOND SEVEN-DAY USE:

Agency for Instructional Television

William B. Perrin
Director of Field Services
Agency for Instructional Television
Box A
Bloomington, IN 47401
(812) 339-2203

Great Plains National Instructional Television Library

Paul H. Schupbach
Director
GPNITL
Box 80669
Lincoln, NB 68501
(402) 467-2502

L. Tracy Clement
Associate Director
GPNITL
Box 80669
Lincoln, NB 68501
(402) 467-2502

Public Broadcasting Service/Public Television Library

Christine Donnell
Video Program Service
The Public Television Library
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Washington, DC 20024
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STATEMENT OF POLICY

School Rerecording of Public and Instructional Television Programs

With the increased capability for off-air rerecording of educationally useful television programs for replay at times convenient to classroom scheduling, it is important to school systems that public and instructional programs be available for classroom playback, closed circuit display and other school exhibition modes contemporaneously with local station broadcast. Content copyright and other legal limitations, however, often demand that the use of such program rerecordings be controlled in a manner consistent with original television broadcast authorization.

Accordingly, the below signatory agencies have jointly agreed on the general policy of authorizing supplemental school rerecordings of public and instructional television programs distributed by them for local ETV and other educational broadcast, solely on condition that:

1. School rerecordings may be made only by student, teachers and faculty or staff members in an accredited non-profit educational institution;

2. School rerecordings will be used solely for classroom, auditorium or laboratory exhibition in the course of classroom instruction or related educational activities;

3. School rerecordings will be used only in the educational institution for which made, and will not be given away, loaned or otherwise made available outside that educational institution;

4. School rerecordings will be used only during the seven-day period of local ETV and other educational broadcast licensed by the distribution agency, and will be erased or destroyed immediately at the end of that seven-day period except to the extent specifically authorized in writing in advance by the distribution agency.

The signatory agencies have agreed that this supplemental school rerecording authorization will be applicable to all public and instructional programs distributed by them, excluding only those prohibited by reason of production or distribution rights restrictions.

PUBLIC BROADCASTING SERVICE

GREAT PLAINS NATIONAL INSTRUCTIONAL TELEVISION LIBRARY

AGENCY FOR INSTRUCTIONAL TELEVISION

PUBLIC TELEVISION LIBRARY